

HOUSE BILL 800  
By Head

AN ACT to amend Tennessee Code Annotated, Title 65, Chapter 11, Part 1, relative to authority and responsibility for providing, monitoring, and enforcing appropriate traffic control measures when railroad crossings are under construction, maintenance, or repair.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 65-11-101, is amended by adding the following language as a new, appropriately designated subsection:

(d)

(1) When railroad crossings are undergoing construction, maintenance, or repair pursuant to the provisions of this section, the public authority with jurisdiction over the roadway or highway crossing the railroad shall have the sole authority and responsibility for providing necessary traffic control provisions to enable the crossing work to proceed in a safe and efficient manner and to provide for the safety of both vehicular traffic and the people working on the railroad crossing. Such traffic control measures may include, but not be limited to, temporary closures of all or portions of roadways or highways, the establishment of detours, and the placement of appropriate barricades and signs.

Any such railroad company shall give the public authority with jurisdiction over the roadway or highway crossing the railroad at least five (5) days' advance notice of crossing construction, maintenance, or repairs and such public authority shall provide for the necessary traffic control measures at its own expense.

(2) The department of transportation shall have plenary authority to monitor and enforce the requirements of this subsection with regard to the provision of good and sufficient railroad crossings on public roadways or highways.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.